

1
2
3
4
5
6
7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 DANIEL L. MILLER,

10 Plaintiff,

11 v.

12 MICHAEL J. ASTRUE, Commissioner of
Social Security,

13 Defendant.
14

Case No. C11-5345-RAJ-JPD


REPORT AND RECOMMENDATION

15 Plaintiff brought this action to seek judicial review of the denial of his application for
16 disability benefits by the Commissioner of the Social Security Administration. Dkt. 3. The
17 parties have stipulated that this case should be reversed and remanded for further administrative
18 proceedings pursuant to sentence four of 42 U.S.C. § 405(g). Dkt. 23.

19 Based on the stipulation of the parties, the Court recommends that this case be
20 REVERSED and REMANDED for further administrative proceedings. On remand, the
21 Administrative Law Judge (“ALJ”) shall evaluate the opinions of the treating and nonexamining
22 sources and explain the weight given; further evaluate the mental impairment(s); further evaluate
23 the residual functional capacity; update the record; and if warranted, obtain vocational expert
24 testimony.

1 A proposed order accompanies this Report and Recommendation.

2
3 DATED this 3rd day of October, 2011.

4 
5 JAMES P. DONOHUE
6 United States Magistrate Judge
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24